



COMMODITY FUTURES TRADING COMMISSION

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Division of  
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May 3, 2018

**BY ECF AND MAIL**

The Honorable Jack B. Weinstein  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
New York, New York 11201

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ MAY 08 2018 ★

BROOKLYN OFFICE

**Re: *Commodity Futures Trading Commission v. Patrick K. McDonnell and CabbageTech, Corp. d/b/a Coin Drop Markets, No. 18-CV-00361 (JBW)(RLM)***

Dear Judge Weinstein:

I am an attorney in the Division of Enforcement of the Commodity Futures Trading Commission (the "Commission") and represent the Commission in the captioned matter.

Plaintiff respectfully requests a continuance of the evidentiary hearing currently scheduled for June 5, 2018, to July 9, 2018, or any date thereafter that is convenient to the Court, with witness lists, descriptions of proposed testimony, and exhibits to be exchanged 10 days earlier consistent with the existing order. Mr. McDonnell consents to this request.

This request is prompted in part because of delays in discovery (*see, e.g.*, ECF 46, 55, 60), as well as an agreement at yesterday's settlement conference before Chief Magistrate Judge Mann to adjourn a previously noticed deposition of Mr. McDonnell (*see* ECF 66) due to Mr. McDonnell's continuing efforts to locate counsel. In addition, the request is prompted in part by the parties' intent to continue settlement discussions and update Chief Magistrate Judge Mann as directed. *See id.*

Respectfully submitted,

/s/ David W. Oakland

David W. Oakland

cc: Patrick K. McDonnell (by email)  
Hon. Roanne L. Mann (by ECF only)

*motion granted  
Hearing is rescheduled  
to July 9, 2018 at 10:30  
A.M. So asked  
Jack B. Weinstein  
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